

AN ACT "TO IMPROVE AND STRENGTHEN THE ADMINISTRATION OF THE
CENTRAL INTELLIGENCE AGENCY."

TAG

Feb 3

An Act

To improve and strengthen the administration of the Central Intelligence Agency.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled.

Sec. 1. Sections 1 through 9 inclusive, of this Act may be cited as the "Central Intelligence Agency Act of 1954."

Sec. 2. The Congress hereby declares that the objectives of this Act are to develop and strengthen the Central Intelligence Agency so as --

(1) to foster and establish a Career Service, comprising a group of dedicated people, carefully selected and extensively trained who will accept an obligation to devote themselves permanently to the needs of the national intelligence effort of the United States;

(2) to grant the personnel of such Agency emoluments and benefits appropriate to a Career Service and to assure permanency of tenure during good behavior and the performance of competent work;

(3) to provide improvement in the recruitment, selection, and training of the personnel of the Agency;

(4) to provide for promotions to positions of authority and responsibility on the principle of merit and to insure selection of persons for promotion on an impartial basis;

(5) to provide salaries, allowances and other benefits that will permit the Agency to draw its personnel from all elements of American life.

Sec. 3. Under such regulations as the head of the Agency may prescribe, the Agency, with respect to its officers and employees assigned to overseas duty outside the continental United States, shall --

(1) In the event of illness or injury requiring hospitalization of an officer or full-time employee of the Agency or a member of the family of an officer or full-time employee of the Agency, where such illness or injury is brought about by circumstances directly related to the fact of such officer's or employee's duties or place of duty, not the result of vicious habits, intemperance, or misconduct on his part, incurred while on assignment outside the continental United States or while accompanying at Agency expense such officer or employee on assignment outside the continental United States, in a locality where there does not exist a suitable hospital or clinic, pay the travel expenses of such officer or employee, or member of the family of such officer or employee, by whatever means the head of the Agency shall deem appropriate and without regard to the Standardized Government Travel Regulations and section 10 of the Act of March 3, 1933 (47 Stat. 1516; 5 U.S.C. 73b), to the nearest locality where a suitable hospital or clinic exists and

on his recovery pay for the travel expenses of his return to his post of duty. If the officer or employee or member of his family is too ill to travel unattended, the Director may also pay the travel expenses of an attendant;

(2) Establish a first-aid station and provide for the services of a nurse at a post at which, in his opinion, sufficient personnel is employed to warrant such a station: PROVIDED, That, in his opinion, it is not feasible to utilize an existing facility;

(3) In the event of illness or injury requiring hospitalization of an officer or full-time employee of the Agency, not the result of vicious habits, intemperance, or misconduct on his part, incurred in the line of duty while on assignment outside the continental United States, pay for the cost of the treatment of such illness or injury at a suitable hospital or clinic;

(4) In the event of illness or injury requiring hospitalization of the member of the family of an officer or full-time employee of the Agency, not the result of vicious habits, intemperance, or misconduct on his part, incurred while accompanying at Agency expense such officer or full-time employee on assignment outside the continental United States, and brought about by circumstances directly related to the fact of such officer's or employee's duties or place of duty, pay for the cost of the treatment of such illness or injury at a suitable hospital or clinic; PROVIDED, however, that payments under this subsection are continued only for such period as the head of the Agency shall prescribe;

(5) Provide for the periodic physical examination and for the cost of administering inoculations and vaccinations to officers and employees or members of the family of such officers or employees who shall accompany at Agency expense such officer or employee on assignment outside the continental United States.

Sec. 4.

(1) Immediately upon official notification of the death, not the result of his own misconduct, or any officer or employee of the Central Intelligence Agency the head of the Agency shall cause to be paid to the widow, and if there be no widow to the child or children, and if there be no widow or child, to any other dependent relative of such officer or employee previously designated by him, the sum of \$1,000, in addition to such other benefits as the dependants or the estate of the decedent may be entitled under any other provision of law. The head of the Agency shall establish regulations requiring each officer and employee having no wife or child to designate the proper dependent relative to whom this amount shall be paid in case of his death.

(2) Said amount shall be paid from any funds appropriate to the Agency; PROVIDED, That none of such funds shall be used for the payment of such sum to any married child or unmarried child over twenty-one

years of age of a deceased officer or employee who is not actually a dependent of such deceased officer or employee, and PROVIDED FURTHER, That in the event of the death of any beneficiary before payment to and collection by such beneficiary of the amount authorized herein, such gratuity shall be paid to the next living beneficiary in the order of succession above stated, and PROVIDED FURTHER, That if there be no widow, child or previously designated dependent relative, the head of the Agency shall cause the amount herein provided to be paid to any grandchild, parent, brother, sister, or grandparent shown to have been dependent upon such officer or employee prior to his death.

(3) Such gratuity shall not be subject to set-off, attachment, execution or other legal process seeking to charge such gratuity with the satisfaction of any indebtedness of the decedent.

(4) The head of the Agency shall have the right to determine cases of alleged misconduct or dependency and make awards under this section, and his determination of any matter pertaining to such award shall be final and conclusive upon the accounting officers of the Government.

Sec. 5. The Agency shall, under such regulations as the head of the Agency may prescribe, pay an allowance to assist an officer or employee of the Agency at a permanent station outside the United States to provide for the elementary and secondary education of a minor dependent accompanying such officer or employee. Such allowance shall be designed to defray partially the excess cost of education of such minor dependents over the cost of education at public schools for children in the United States based on cost factors in such locations as the head of the Agency deems appropriate. Such allowance may include tuition, board and room, correspondence courses and related costs; and transportation to and from the nearest locality where a generally equivalent course is available.

Sec. 6. Any officer or employee of the Central Intelligence Agency who is eligible to receive a retirement annuity under the provisions of the Civil Service Retirement Act (5 U.S.C. 691 et seq.) may, with the permission of the head of the Agency, be allowed the following extra-service credits in determining years of service and retirement age:

(1) for each year of service abroad the officer or employee shall receive credit for one and one-half years of service under the Retirement Act. For each year of service in places stated by the President to be unhealthful in accordance with section 853 of the Foreign Service Act, or other law, the officer or employee shall receive credit for two years of service.

(2) each year of service abroad shall lower the voluntary retirement age six months provided, however, that voluntary retirement shall not be allowed until such officer or employee shall have reached 55 years of age. Each year of service at an unhealthful post shall lower the

years of age of a deceased officer or employee who is not actually a dependent of such deceased officer or employee, and PROVIDED FURTHER, That in the event of the death of any beneficiary before payment to and collection by such beneficiary of the amount authorized herein, such gratuity shall be paid to the next living beneficiary in the order of succession above stated, and PROVIDED FURTHER, That if there be no widow, child or previously designated dependent relative, the head of the Agency shall cause the amount herein provided to be paid to any grandchild, parent, brother, sister, or grandparent shown to have been dependent upon such officer or employee prior to his death.

(3) Such gratuity shall not be subject to set-off, attachment, execution or other legal process seeking to charge such gratuity with the satisfaction of any indebtedness of the decedent.

(4) The head of the Agency shall have the right to determine cases of alleged misconduct or dependency and make awards under this section, and his determination of any matter pertaining to such award shall be final and conclusive upon the accounting officers of the Government.

Sec. 5. The Agency shall, under such regulations as the head of the Agency may prescribe, pay an allowance to assist an officer or employee of the Agency at a permanent station outside the United States to provide for the elementary and secondary education of a minor dependent accompanying such officer or employee. Such allowance shall be designed to defray partially the excess cost of education of such minor dependents over the cost of education at public schools for children in the United States based on cost factors in such locations as the head of the Agency deems appropriate. Such allowance may include tuition, board and room, correspondence courses and related costs; and transportation to and from the nearest locality where a generally equivalent course is available.

Sec. 6. Any officer or employee of the Central Intelligence Agency who is eligible to receive a retirement annuity under the provisions of the Civil Service Retirement Act (5 U.S.C. 691 et seq.) may, with the permission of the head of the Agency, be allowed the following extra-service credits in determining years of service and retirement age:

(1) for each year of service abroad the officer or employee shall receive credit for one and one-half years of service under the Retirement Act. For each year of service in places stated by the President to be unhealthful in accordance with section 853 of the Foreign Service Act, or other law, the officer or employee shall receive credit for two years of service.

(2) each year of service abroad shall lower the voluntary retirement age six months provided, however, that voluntary retirement shall not be allowed until such officer or employee shall have reached 55 years of age. Each year of service at an unhealthful post shall lower the

voluntary retirement age eight months. Reduction for either cause shall not reduce the amount of annuity received. Proportionate lowering of the voluntary retirement age shall be allowed for fractional years of service.

Sec. 7. Section 2(b) of the Performance Rating Act of 1950, 5 U.S.C., section 2001(b), is hereby amended by the addition of a new subparagraph (12) thereto, as follows: "(12) Central Intelligence Agency"

Sec. 8. The Agency shall, under such regulations as the head of the Agency may prescribe:

(1) Order to the United States or its territories and possessions on leave provided for in subsection (2) of this section every officer and employee of the Central Intelligence Agency who was a resident of the United States or its territories and possessions at the time of employment, upon completion of two years' service abroad or as soon as possible thereafter.

(2) Grant leave of absence to officers and employees of the Central Intelligence Agency without regard to any other leave which may be granted such officers and employees by any other act, for use in the United States, its territories or possessions, at a rate equivalent to one week for each four months of service outside the several States and the District of Columbia. Such leave may be accumulated for future use without regard to the limitations contained in any other law but no such leave which is not used shall be made the basis for any terminal leave or lump-sum payment.

Sec. 9. Regardless of the fact that the Act of April 4, 1953, c.17, section 1(f), (67 Stat. 201, 50 App. U.S.C. 1001-1005) cited as the "Missing Persons" Act" may expire, be repealed or otherwise terminate, the provisions of said act shall remain in full force and effect with regard to all officers and employees of the Central Intelligence Agency. The head of the Agency shall prescribe appropriate rules and regulations for the administration, determination and other matters required thereunder.